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Attorneys for Complainant

**BEFORE THE
PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation and Petition to
Revoke Probation Against:

Ryan S. Chan, P.T.
142 16th Street #1
Pacific Grove, California 93950

License No. PT 19081

Respondent.

Case No. 1D 2002 62966

**STIPULATION FOR REVOCATION
OF LICENSE**

IT IS HEREBY STIPULATED AND AGREED by and between the parties to the
above-entitled proceedings, that the following matters are true:

1. Complainant Steven K. Hartzell is the Executive Officer of the Physical
Therapy Board of California ("Physical Therapy Board" or "board"), Department of Consumer
Affairs. He brought this action solely in his official capacity and is represented in this matter by
Bill Lockyer, Attorney General of the State of California, by Kerry Weisel, Deputy Attorney
General.

2. Respondent Ryan S. Chan, P.T. ("respondent") is representing himself.
Respondent is aware that he may retain counsel to represent him in this matter but he has chosen
not to do so.

3. On May 27, 1993, the Physical Therapy Board issued License Number PT
19081 to Ryan S. Chan, P.T. ("respondent"). The license will expire on February 28, 2005,

1 unless renewed. The license has been previously disciplined and Mr. Chan is currently on
2 probation to the board.

3 4. An Accusation and Petition to Revoke Probation in case No. 1D 2002
4 62966 was filed on May 26, 2004 before the Physical Therapy Board, Department of Consumer
5 Affairs. A copy of the Accusation and Petition to Revoke Probation ("Accusation") is attached
6 as Exhibit A and incorporated by reference in this stipulation.

7 5. Respondent has carefully read and understands the nature of the charges
8 and allegations in the Accusation and the effects of this Stipulation for Revocation of License.

9 6. Respondent is fully aware of his legal rights in this matter, including the
10 right to a hearing on the charges and allegations in the Accusation, the right to be represented by
11 counsel, at his own expense, the right to confront and cross-examine the witnesses against him,
12 the right to present evidence and to testify on his own behalf, the right to the issuance of
13 subpoenas to compel the attendance of witnesses and the production of documents, the right to
14 reconsideration and court review of an adverse decision, and all other rights accorded by the
15 California Administrative Procedure Act and other applicable laws.

16 7. For purposes of this stipulation, respondent voluntarily, knowingly, and
17 intelligently waives and gives up each and every right set forth above.

18 8. Respondent understands the nature of the charges alleged in the
19 Accusation and that, if proven at hearing, such charges and allegations would constitute cause for
20 imposing discipline upon his physical therapist's license.

21 9. For the purpose of resolving Case No. 1D 2002 62966 without the expense
22 and uncertainty of further proceedings, respondent gives up his right, as set forth in paragraph 6,
23 above, to contest that cause for discipline exists based on the charges in the Accusation and, in
24 addition, admits to all causes for discipline contained in the Accusation. Respondent agrees to
25 the revocation of his physical therapist's license and the revocation of his probation in Case No.
26 1D 2002 62966. The board agrees to waive the costs of investigation and enforcement of this
27 matter except as provided in paragraph 14, below.

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1 10. All admissions and recitals contained in this stipulation are made solely
2 for the purpose of settlement in this proceeding and for any other proceedings in which the
3 Physical Therapy Board or other professional licensing agency is involved, and shall not be
4 admissible in any other criminal or civil proceedings.

5 11. Respondent understands that by signing this stipulation he is enabling the
6 Physical Therapy Board to issue its order revoking his license without further process. He
7 understands and agrees that Physical Therapy Board's staff and counsel for complainant may
8 communicate directly with the board regarding this stipulation without notice to or participation
9 by respondent or his counsel, should he retain counsel. If the board fails to adopt this stipulation
10 as its Order, the Stipulation for Revocation of License, except for this paragraph, shall be of no
11 force or effect. The Stipulation for Revocation of License shall be inadmissible in any legal
12 action between the parties and the board shall not be disqualified from further action by having
13 considered this matter.

14 12. Upon acceptance of the stipulation by the board, respondent understands
15 that he will no longer be permitted to practice as a physical therapist in California and that his
16 probation in Case No. 1D 2002 62966 will be revoked.

17 13. Respondent fully understands and agrees that if he ever files an application
18 for relicensure or reinstatement in the State of California, the board shall treat it as a petition for
19 reinstatement, respondent must comply with all the laws, regulations and procedures for
20 reinstatement of a revoked license in effect at the time the petition is filed. Respondent agrees
21 that he will not petition for reinstatement for at least three years following the effective date of
22 this decision. Respondent hereby waives any time-based defense he might otherwise have to the
23 charges contained in the Accusation in Case No. 1D 2002 62966 including but not limited to the
24 equitable defense of laches.

25 14. If the board grants future reinstatement, respondent agrees to reimburse the
26 board for its costs of investigation and enforcement of this matter in the amount of \$1948.00
27 payable to the Physical Therapy Board of California upon the effective date of such reinstatement
28 Decision.

15. The parties agree that facsimile copies of this Stipulation for Revocation of License, including facsimile signatures on it, shall have the same force and effect as the original Stipulation for Revocation of License.

ACCEPTANCE

I, Ryan S. Chan, P.T., have carefully read the above stipulation and enter into it freely and voluntarily and, with full knowledge of its force and effect, do hereby agree to the revocation of my physical therapist's license No. 19081 to the Physical Therapy Board of California for its formal acceptance. By signing this stipulation to revoke my license, I recognize that I will lose all rights and privileges to practice as a physical therapist in the State of California.

DATED: June 7, 2004

Original Signed By:
RYAN S. CHAN, P.T.
Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Physical Therapy Board of California of the Department of Consumer Affairs.

DATED: June 15, 2004

BILL LOCKYER, Attorney General
of the State of California

Original Signed By:
KERRY WEISEL
Deputy Attorney General

Attorneys for Complainant

**BEFORE THE
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DEPARTMENT OF CONSUMER AFFAIRS
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Case No. 1D 2002 62966

Ryan S. Chan, P.T.
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License No. PT 19081

Respondent.

DECISION AND ORDER

The attached Stipulation for Revocation of License is hereby adopted by the Physical Therapy Board of California of the Department of Consumer Affairs, as its Decision in the above entitled matter.

This Decision shall become effective on August 5, 2004.

It is so ORDERED July 6, 2004.

Original Signed By: Donald A. Chu, PhD, PT, President
FOR THE PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

Exhibit A:

Accusation and Petition to Revoke Probation, Case No. 1D 2002 62966